IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Criminal Revision No.689 of 1994
Date of decision: 26.02. 2007

Balbir Singh

-----Petitioner.

Vs.

Ajit Singh

-----Respondent.

CORAM:- HON'BLE MR JUSTICE ADARSH KUMAR GOEL
HON'BLE MR JUSTICE H.S. BHALLA

Present: Mr. R.K. Battas, Advocate and
Mr. Mohinder Mohan, Advocate
for the petitioner.

Adarsh Kumar Goel, J.

This revision petition has been filed against order of discharge of the respondent who was posted as Patwari and against whom allegation of forging the sale-deeds on behalf of the complainant was made.

Inference of complicity of the respondent was sought to be drawn, on account of the respondent having issued a jamabandi without inserting the mutation on the basis of sale-deed, which was inserted in another copy of jambandi supplied to the complainant. The complainant also impleaded brother of the respondent, the attesting witnesses and other suspects, but in absence of proof of forgery by

them, or of use of forged documents, as genuine by them, they have been acquitted and acquittal has been upheld by a separate order passed today in Crl.A. No.415-DBA of 1995.

No doubt discharge of the respondent without trial may not have been called for, but having regard to the acquittal of all other accused and that charge against the respondent is only of conspiracy with the other accused, we do not find any ground to interfere with the discharge of the respondent at this stage.

Accordingly, this revision petition is disposed of.

(ADARSH KUMAR GOEL)
JUDGE

February 26, 2007 **(H.S. BHALLA)**
ashwani **JUDGE**